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United States Court of Appeals

For The Eighth Circuit

Thomas F. Eagleton U.S. Courthouse 111 South 10th Street, Room 24.329

St. Louis, Missouri 63102

Michael E. Gans Clerk of Court VOICE (314) 244-2400 FAX (314) 244-2780 www.ca8.uscourts.gov

April 08, 2010

Mr. Richard Sletten U.S. DISTRICT COURT District of Minnesota 300 S. Fourth Street 202 U.S. Courthouse Minneapolis, MN 55415-0000

RE: 09-1069 Keith Smith, et al v. Bayer Corporation

Dear Clerk:

Enclosed is a copy of a letter from the Supreme Court stating certiorari has been filed in the referenced case.

Michael E. Gans Clerk of Court

DMS

Enclosure(s)

District Court/Agency Case Number(s): 0:02-cv-00199-MJD